



# 15W

PTO/SB/21 (09-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

20

Application Number

10/675,588

Filing Date

September 30, 2003

First Named Inventor

Mickey Darvial

Art Unit

3634

Examiner Name

Sarah L. Purol

Attorney Docket Number

44046.103.250.1

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_

☐ Landscape Table on CD

After Allowance Communication to TC

Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify  
below):Statement of Substance of Interview  
and Return Postcard

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Fredrikson &amp; Byron

Signature

Printed name

John S. Parzych

Date

5/1/06

Reg. No.

52,097

**CERTIFICATE OF TRANSMISSION/MAILING**

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Jill Schultz

Date

05/01/2006

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

Darvial

Serial No.: 10/675,588

Filing Date: September 30, 2003

For: RACKING SYSTEM AND  
RELATED METHODS

To: Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

) Examiner: Purol, Sarah L.

) Attorney Docket: 44046.103.250.1

) Art Unit: 3634

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on this 1<sup>ST</sup> day of MAY, 2006

By Jill Schultz  
Jill Schultz

**STATEMENT OF SUBSTANCE OF INTERVIEW**

Applicant's representatives would like to thank Examiner Purol for extending the courtesy of a telephonic interview on April 10, 2006 to discuss this case. The following recordation of the substance of the interview is believed to be complete and proper in accordance with MPEP 713.04. It is requested the Examiner notify the undersigned if the Examiner believes this statement contains any inaccuracies or if the Examiner believes this statement is otherwise not complete and proper.

Interview Participants: (1) Examiner Sarah L. Purol and (2) Applicant's attorney, John S. Parzych.

Agreement was not reached during the interview.

No exhibit or demonstration was shown during the interview.

US Patent Nos. 5,924,577 (Gessert) and 6,739,463 (Wishart et al.) were discussed during the interview.

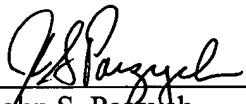
Claims 1 and 14, among others, were discussed during the interview.

During the interview, Applicant's attorney explained that none of the cited references, used solely or in combination, teach racking systems having a central wall from which separating planks and supporting planks could be mounted *with respect to each other* at distinct heights *as well as* at distinct lateral positions. In turn, if the above-described feature were built into a new independent claim along with the elements of independent claim 1, Applicant's attorney asserted that such new independent claim should be patentable in light of the cited references. Examiner Purol stated that she would consider such new independent claim accordingly.

No other pertinent matters were discussed during the interview.

Respectfully submitted,

Dated: 5/1/06

  
\_\_\_\_\_  
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